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7 UNITED STATES DISTRICT COURT  
8 WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

9 NICKOLAS J. BARTH,

10 Plaintiff,

Case No. C18-897-RAJ-JPD

11 v.

12 PATRICIA CHRISTIANSEN, *et al.*,

ORDER GRANTING DEFENDANT'S  
MOTION TO DISMISS

13 Defendants.

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15 The Court, having reviewed plaintiff's complaint, the motion of the Washington  
16 Department of Corrections ("DOC") to dismiss all claims asserted against it in this action, the  
17 Report and Recommendation of the Honorable James P. Donohue, United States Magistrate  
18 Judge, any objections thereto, and the remaining record, hereby finds and ORDERS:

19 (1) The Report and Recommendation is approved and adopted.

20 (2) The DOC's motion to dismiss (Dkt. 12) is GRANTED, and all claims asserted  
21 against the DOC are dismissed, with prejudice, for failure of plaintiff to state any cognizable  
22 claim for relief against this defendant.

23  
ORDER GRANTING DEFENDANT'S  
MOTION TO DISMISS - 1

1           (3)     The Clerk is directed to send copies of this Order to plaintiff, to counsel for  
2 defendants, and to the Honorable James P. Donohue.

3           DATED this 20th day of December, 2018.

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7           The Honorable Richard A. Jones  
8           United States District Judge  
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